

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

ANTONIO MOORE,	:	CASE NO. 1:02cv00430
	:	(J. Weber)
Plaintiff	:	
	:	
vs.	:	
	:	
KROGER COMPANY, et al.,	:	
	:	
Defendants	:	

NOTICE OF CROSS- APPEAL

____Notice is hereby given that Defendant, the Kroger Company, cross-appeals to the United States Court of Appeals for the Sixth Circuit from the Order (**Doc. 32**) of the United States District Court Granting in Part and Denying in Part the Defendants' Motion for Summary Judgment entered in this case on **July 8, 2004**.

s/ Lawrence E. Barbiere

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CERTIFICATE OF SERVICE

I hereby certify that on **August 16th, 2004**, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: Robert E. Manley, Esq. and Fanon A. Rucker, Esq. **Attorneys for Plaintiff**, Thomas Harris, Esq., **Attorney for Defendants, City of Cincinnati, McNeil, Schulte and Bley**, Assistant City Solicitor, City of Cincinnati, and to Donald E. Hardin, Esq., **Special Counsel for Cincinnati Police Officers**.

s/Lawrence E. Barbiere

Lawrence E. Barbiere, (0027106)